

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION**

SHADOW GLEN 2021, LLC

Plaintiff,

v.

**STEWARD HEALTH CARE SYSTEM, LLC,
d/b/a GLENWOOD REGIONAL MEDICAL
CENTER and MPT OF WEST MONROE,
LLC**

Defendants.

Case No. 3:22-cv-05163

JOINT MOTION FOR EXTENSION OF TIME

Plaintiff Shadow Glen 2021, LLC (“Plaintiff”) and Defendant, Steward Health Care System LLC, (“Defendant”) (herein collectively referred to as the “Parties”) respectfully submit the following Motion for Extension of Time related to this Court’s ruling following a status conference held before Magistrate Judge Kayla D. McClusky on July 27, 2023 and respectfully states as follows:

1. The Court held the status conference at issue to discuss the pending Amended Motion to Compel [doc. #40] and underlying jurisdictional issues involved in the above captioned matter.
2. Defendant filed a Response [doc. #42], in which it contends that it is not the proper Defendant in this matter and, thus, should not be compelled to provide confidential and proprietary information.

3. After discussion, Magistrate Judge Kayla D. McClusky set a deadline of August 11, 2023, for the parties to confer and to attempt to resolve the remaining issues as to the proper defendant. Further, the Court stated that no later than August 11, 2023, Plaintiffs are granted leave to file a Third Amended Complaint, and the parties are further granted leave to file any other appropriate motion or memorandum to assist the Court in resolving the remaining jurisdictional issues.

4. In furtherance of Judge McClusky's directive, the Parties have exchanged multiple documents, as well as proposed stipulations, in an effort to resolve the issue as to the proper defendant.

5. On August 11, 2023, the parties filed a Joint Motion for Extension of Time to seeking an extension of time for the Parties to resolve this issue until August 25, 2023.

6. On August 25, 2023, the parties filed a Joint Motion for Extension of Time to seeking an extension of time for the Parties to resolve this issue until September 12, 2023.

7. On September 12, 2023, the parties filed a Joint Motion for Extension of Time to seeking an extension of time for the Parties to resolve this issue until September 26, 2023.

8. **The Parties have preliminarily agreed to an affidavit/declaration that could potentially resolve this issue. However, the Parties need additional time to have the affidavit/declaration approved by their respective clients. Counsel anticipate being able to produce an agreed to affidavit/declaration by October 2, 2023. As a result of the affidavit/declaration, counsel for Shadow Glen anticipates filing an Amended Complaint by October 9, 2023.** The parties thus respectfully request that the Court extend the time for the Parties to resolve this issue by thirteen (13) days through and including October 9, 2023.

9. This request for an extension of time is not made for delay but so that the ends of justice may be served.

WHEREFORE, the Parties respectfully request that the Court enter an order substantially in the form attached hereto granting the Parties an extension of time until October 9, 2023 to resolve the issues addressed by this Court during the July 27, 2023 status conference in this matter, and for such additional and further relief as the Court deems just and proper.

DATED: September 26, 2023.

Respectfully Submitted,

/s/ Peyton C. Lambert

Peyton C. Lambert

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**ATTORNEYS FOR PLAINTIFF SHADOW
GLEN 2021, LLC**

CERTIFICATE OF SERVICE

The undersigned certifies that on September 26, 2023, true and correct copies of the foregoing were forwarded to all parties via the Court's ECF system.

/s/ Peyton C. Lambert

Peyton C. Lambert